TOWN OF SEABROOK ISLAND

Planning Commission Regular Meeting March 9, 2022 – 1:30PM

Town Hall, Council Chambers 2001 Seabrook Island Road Seabrook Island, SC 29455

Watch Live Stream (YouTube)

Participate in the Meeting: Individuals who wish to participate in the meeting via Zoom may access the meeting as follows:

- Instructions for Joining & Participating in the Virtual Meeting
- To join by computer, tablet or mobile device: https://us02web.zoom.us/j/82271205144?pwd=bGNPMnRaSmFWKzBUVkl2N3hvL3hLUT09
- **To join by phone**: Call (646) 558-8656 **Please note that long distance rates may apply**
- Meeting ID: 822 7120 5144 Passcode: 332400

AGENDA

CALL TO ORDER

APPROVAL OF MINUTES

1. <u>Regular Meeting: February 9, 2022</u>

OLD BUSINESS ITEMS

There are no old business items

NEW BUSINESS ITEMS

1. Commercial Site Plan Review: The Club at Seabrook Island Storage Area & Fence Enclosure

Request from John Fitzpatrick, on behalf of The Seabrook Island Club, to construct a storage area as well as a 6' tall fence enclosure. [pages 6 - 20]

2. Commercial Site Plan Review: The Club at Seabrook Island Deck Addition

Request from John Fitzpatrick, on behalf of The Seabrook Island Club, to increase the size of an existing deck located at the Seabrook Island Club. [pages 21 – 29]

3. Commercial Site Plan Review: Bohicket Marina Day Docks

1



[pages 3 – 5]

Request from Bohicket Creek Investors, LLC to install three sections of floating docks at BohicketMarina.[pages 30 - 43]

ITEMS FOR INFORMATION / DISCUSSION

There are no items for information/discussion

ADJOURN

TOWN OF SEABROOK ISLAND

Planning Commission February 9, 2022

Virtual Meeting (Zoom) Watch Live Stream (YouTube)



MINUTES

Present: Ken Ostort (Chair), Stan Ullner (Vice Chair), Wayne Billian, Jim Newton, Sharon Welch, Joe Cronin (Town Administrator), Tyler Newman (Zoning Administrator)

Absent: None.

Guests: Paul LeBlanc (Consultant from PLB Planning Group)

Acting Chairman Ostort called the meeting to order at 1:30PM and welcomed everyone in attendance. Town Administrator Cronin confirmed that the requirements of the Freedom of Information Act were fulfilled, and the meeting agenda was properly posted.

APPROVAL OF MINUTES

1. <u>Special Called Meeting: January 6th, 2022</u>

Mr. Newton moved to approve the previous meeting minutes of January 6th, 2022; Mr. Ullner seconded. All voted in favor.

The previous meeting minutes of January 6th, 2022 were approved.

ELECTION OF OFFICERS

1. Election of Chair for 2022

Mr. Ostort moved to nominate Sharon Welch; Ms. Welch seconded.

Mr. Newton moved to nominate Stan Ullner; Mr. Billian seconded.

Town Administrator Cronin advised as two members were nominated for the position, each Commissioner shall have one vote, and state the name of the candidate they would like to appoint as Chair. The votes were taken as follows:

Ullner:Billian, Newton, UllnerWelch:None.Abstain:OstortNo Vote:Welch

Stan Ullner was appointed of the Chair of the Planning Commission.

2. Election of Vice Chair for 2022

Mr. Newton moved to nominate Wayne Billian as Vice Chair; Mr. Billiam seconded. All voted in favor.

Wayne Billian was appointed as Vice Chair.

OLD BUSINESS ITEMS

Mr. Ostort updated the commission on the Camp St. Christopher temporary use request for the temporary kitchen trailer along with the refrigeration unit.

Mr. Ostort added that the temporary use permit was only valid for 60 days and discussed the process for requesting an extension process for the temporary use permit. Town Administrator Cronin and Zoning Administrator Newman clarified that each extension needed would need to be requested every 60 days since it is a temporary structure.

NEW BUSINESS ITEMS

1. Draft Development Standards Ordinance (DSO)

Planning Commissioners discussed the proposed zoning of Jenkins Point and potentially bringing this draft back to the advisory committee.

Town Administrator Cronin and Mr. LeBlanc clarified the zoning designation of Jenkins Point and what an Agricultural District allows vs. Residential District.

Mr. Billian moved to approve the draft DSO for recommendation to Town Council; Mr. Ostort seconded. A vote was taken as follows:

Ayes:Billian, Ostort, Welch, Chairman UllnerAbstain:Newton

The draft DSO was approved for recommendation to Town Council.

Mr. Billian left the meeting after the vote was taken.

2. Draft Zoning Map

Planning Commissioners discussed the proposed draft zoning map.

Mr. Ostort moved to approve the draft zoning map for recommendation to Town Council; Ms. Welch seconded. All voted in favor.

The draft Zoning Map was approved for recommendation to Town Council.

ITEMS FOR INFORMATION / DISCUSSION

None.

ADJOURN

Mr. Ostort moved to adjourn the meeting; Mr. Newton seconded. All voted in favor.

The meeting adjourned at 3:27PM.

Date: February 18, 2022

Prepared by: Katharine E. Watkins Town Clerk/Treasurer



MEMORANDUM

то:	Planning Commission Members
FROM:	Tyler Newman, Zoning Administrator
SUBJECT:	Commercial Plan Review: Seabrook Island Club Storage Area & Fence Enclosure
MEETING DATE:	March 9, 2022

The Planning Commission is asked to review and approve a request from John Fitzpatrick, on behalf of the Seabrook Island Club, to construct a storage area as well as a 6' tall fence enclosure. The storage area and fence enclosure will both be located at the Beach Club Pools property which is addressed both 3768 and 3772 Seabrook Island Road with a Charleston County Tax Map Number of 147-05-00-085.

The proposed storage area will consist of enclosing an existing concrete pad that is adjacent to an existing building on site. The storage area will be $6.5' \times 8'$ (52 square feet), framed with pressure treated framing (2 x 6), IPE scrim siding that matches the current building (1 x 4), barn door hardware and door matching the existing door, and a metal roof matching the current roof structure (see photos).

The proposed fence is intended to screen an existing cardboard recycling container on site. The fence will be 6' tall, three sided, and have dimensions of 9' x 15' (135 square feet). The fence will be constructed out of wood that matches the existing fence near the pool area and will be the same color as the gates on the on the trash compactor also located on site (see photos).

The property is zoned PDD – Commercial-Retail/Office (CRO) and is properly zoned for a club house and associated facilities/structures.

Copies of the applicant's narrative, site plans, floor plan, and site photos are included for review.

Staff Recommendation

The proposed storage area and fence were reviewed by town staff and found to comply with all requirements of the Development Standards Ordinance. Therefore, staff recommends in favor of **APPROVAL** of the request, subject to the Planning Commission's review and approval of proposed materials and colors.

While Article 14 of the Development Standards Ordinance requires Planning Commission review of both a Preliminary and Final Site Plan, given the limited scope of this project, as well as its conforming status, staff recommends approving the drawing as submitted and waiving the requirement for an additional Final Site Plan Review.

Respectfully submitted,

5/

Tyler Newman Zoning Administrator

TOWN OF SEABROOK ISLAND 2001 Seabrook Island Road Seabrook Island, SC 29455 843-768-9121

ZONING PERMIT APPLICATION

New Construction: Addition: Major Renovation (>50% FMV):	\$200.00 (SF) / \$3 \$150.00 (SF) / \$2 \$200.00 (SF) / \$2	50.00 (MF/ 50.00-\$350	Commercia .00 (MF/Co	n) () () () () () () () () () () () () ()
Minor Renovation (≤50% FMV): Minor Repairs & Maintenance:	No Charge	Chang	ge of Use:	\$50.00
Accessory Use/Structure:	\$50.00	Home	Occupatio	on: \$25.00
Date:2/10/2022	TN	/ IS #: 14	70500085	
Applicant's Name: The Club a	at Seabrook			
Name of Business Contact:J				
Address: 2890 Seabrook Island F	۶d	Phone:	620-762-3	489
City: Seabrook Island				
Property Owner's Name: The C	Club at Seabrook Isl	and		
Address: 1002 Landfall Way		Phone:	843-768	3-2500
City: Seabrook Island	State: _	SC	Zip:	29455
Property Location Address:3	772 Seabrook Islan	d Rd		
Lot: Block:	Base Flood E	lev. <u>12</u>	Zor	ne: <u>Commercial</u>
Purpose of Permit:Box area f Fence around recycling \$750	or storage \$34,00	00		
				a
Value of Construction:				
Applicant's Signature:				
**This is an application only. The of Seabrook Island.	permit will be iss	_	approval b	y the Town

7

ţ.



To the Town of Seabrook Island Planning Commission.

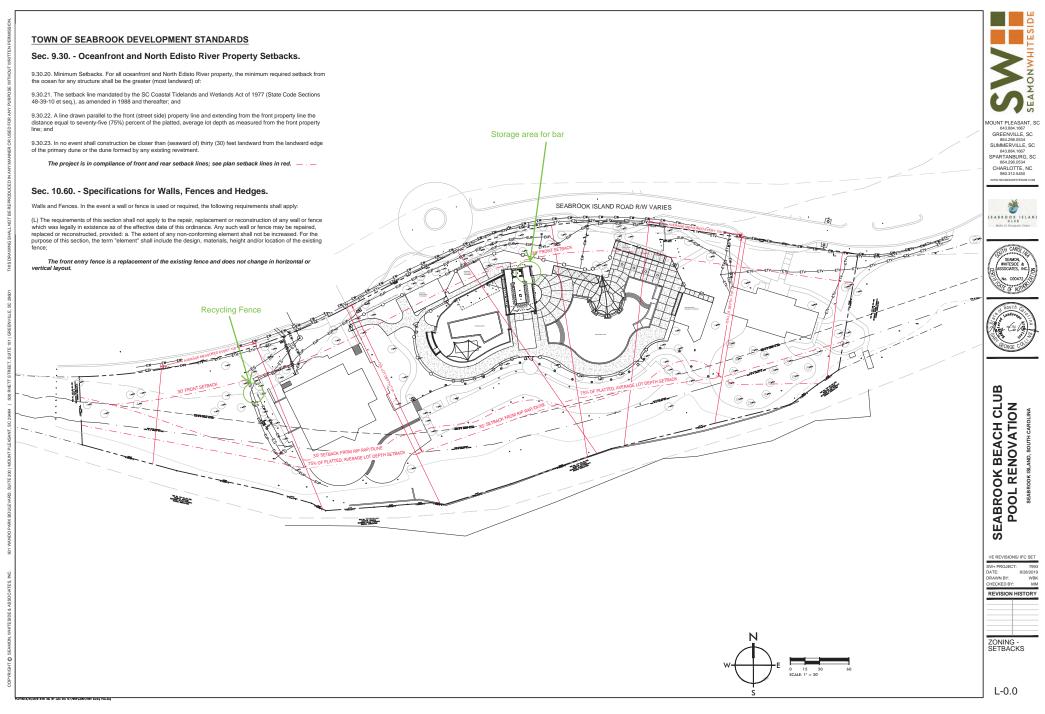
After using our new bar for two years we have found that we need a better storage area that can be secured. We would like to enclose an area next to our current building for storage purposes. It will be on the current concrete pad, framed with 2 x 6 pressure treated framing and 1 x 4 IPE scrim siding that matches the current building. With barn door hardware and door matching current door. We will also put a metal roof matching the current roof structure. All work will be code compliant with Charleston County building code.

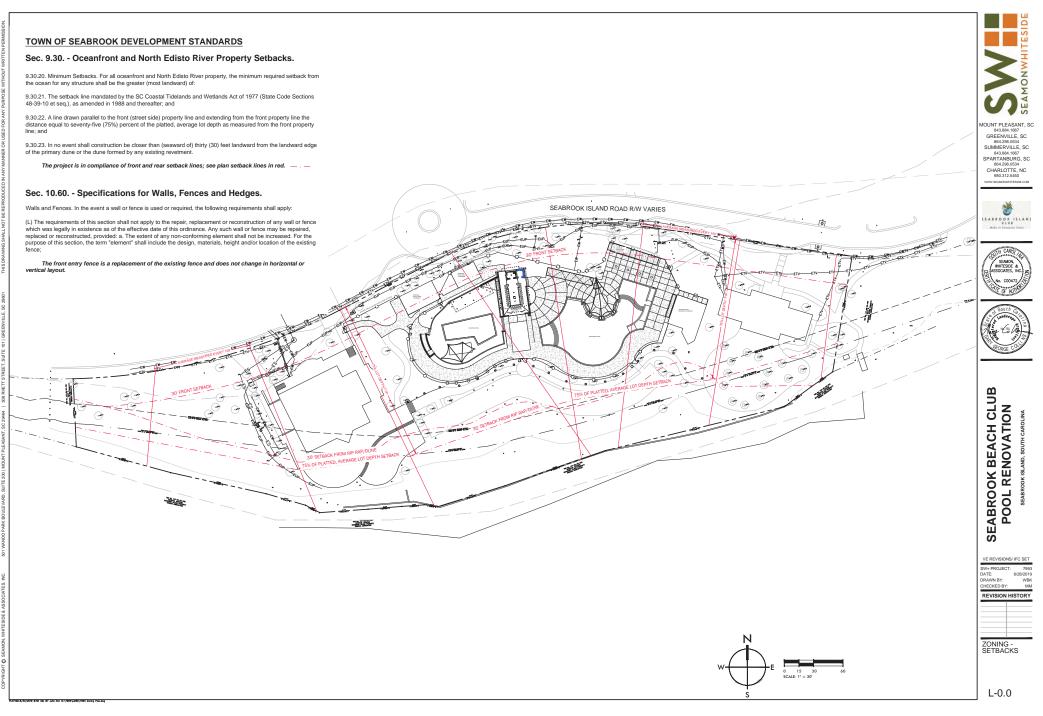
Current value of Building \$765,000 and the new work will be \$34,000.

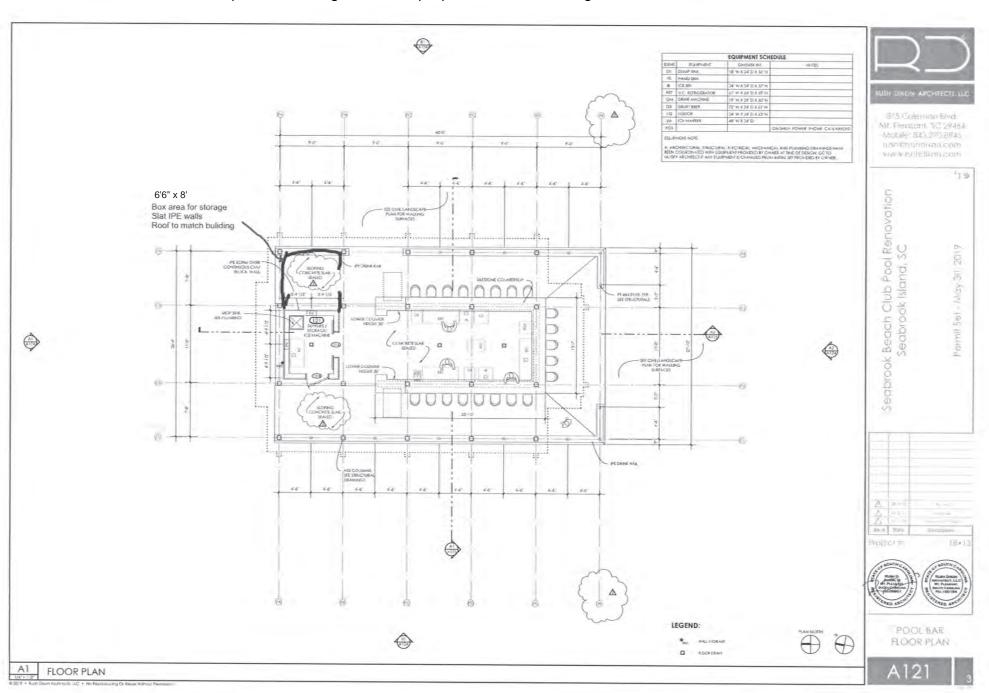
We have a cardboard recycling container outside of the kitchen of the Pelicans nest sitting on a concrete slab. We would like to fence 3 sides of this slab with a wooden fence structure that matches the fence by the pool area. This would be 2 sections 9' wide and one section 15' long. The height of the fence would be 6' tall. It will be the same color as the gates on the trash compactor that is a few feet away.

John Fitzpatrick

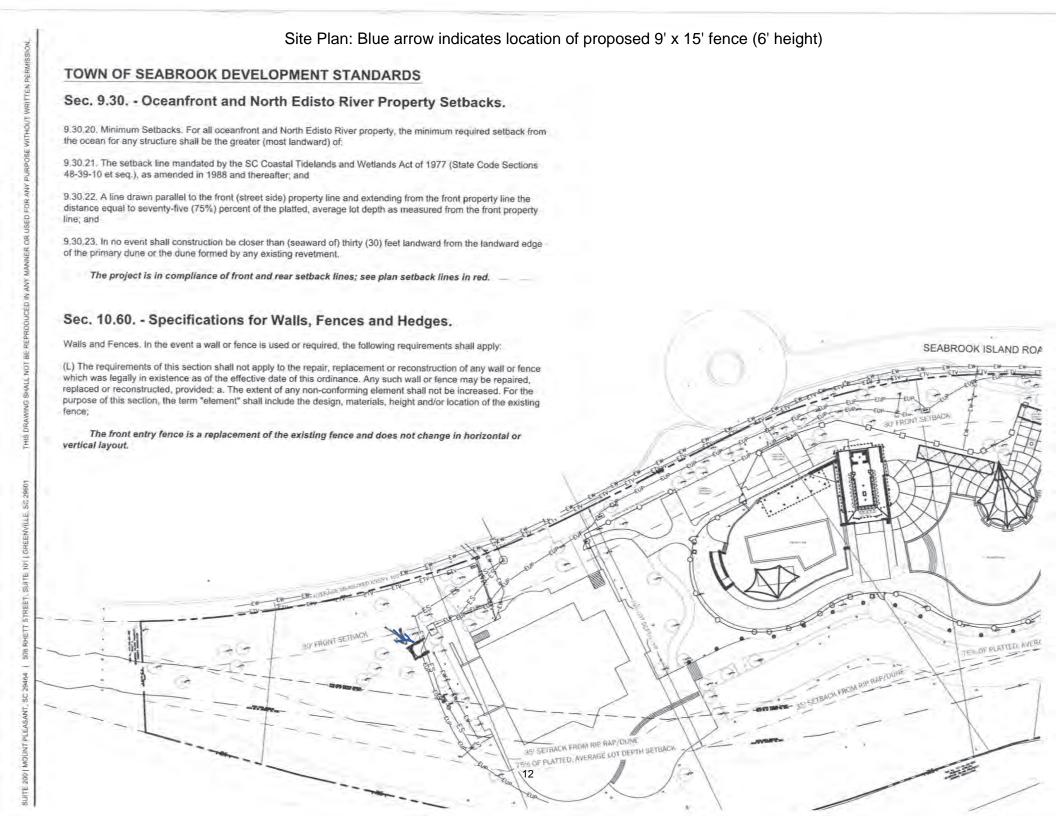
Overall Site Plan

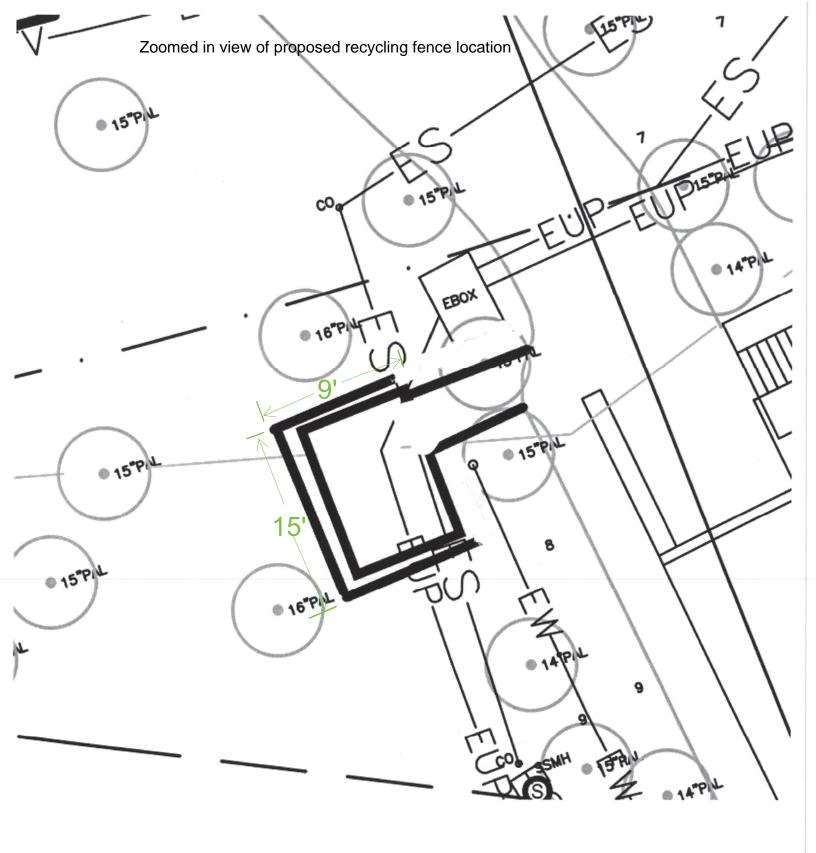




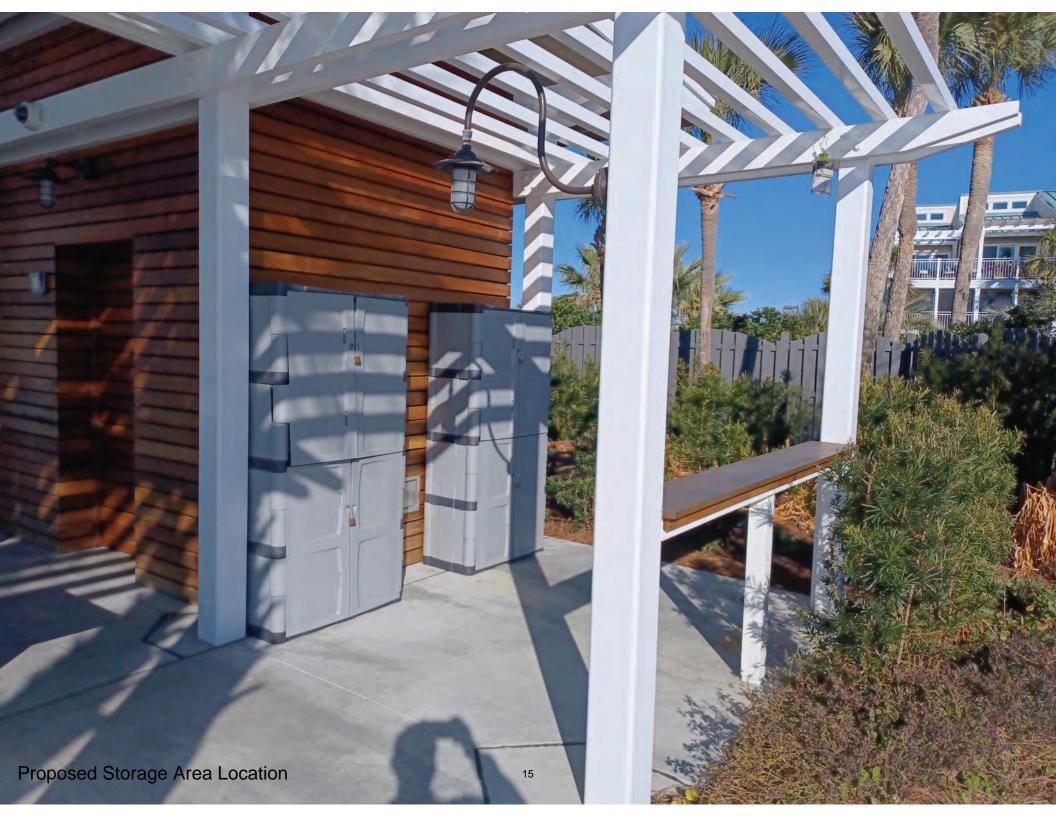


Floor plan of building where the proposed 6.5' x 8' storage area will be located















THE GUERRY GROUP

REAL ESTATE ANALYSTS, CONSULTANTS AND APPRAISERS

Cost Analysis - Section 2 of 3

Marshall & Swift, Contractor Surveys

		Ocean Terrace				
Item	Unit Type	Cost	Multiplier	Adjusted Cost	Quantity	Total
Ocean Terrace	Sq. Ft.	\$175.00	1.000	\$175.00	2,839	\$496,825
			То	tal Building Imp	rovement Costs	\$496,825
				Rounded to the	nearest \$5,000	\$495,000
			I	Price per SF Gros	s Building Area	\$175.00

Cost Analysis - Section 3 of 3

Marshall & Swift, Contractor Surveys

	Beau	h Club Pool Fac	ility			
Item	Unit Type	Cost	Multiplier	Adjusted Cost	Quantity	Total (Rounded)
Beach Club Towel Building	Sq. Ft.	\$150.00	1.000	\$150.00	738	\$110,000
Beach Club Bath House	Sq. Ft.	\$150.00	1.000	\$150.00	1,116	\$165,000
Cap'n Sam's Grill	Sq. Ft.	\$600.00	1.000	\$600.00	1,278	\$765,000
Pools	Sq. Ft.	\$150.00	1.000	\$150.00	6,000	\$900,000
Pool Patio	Sq. Ft.	\$12.00	1.000	\$12.00	22,000	\$265,000
Ocean Terrace Patio	Sq. Ft.	\$15.00	1.000	\$15.00	6,112	\$90,000
Pool Shade Shelters, Gazebos, Fencing, Etc	Lump Sum	\$500,000.00	1.000	\$500,000.00	1	\$500,000
					Total Cost	\$2,795,000
				Rounded to the no	earest \$5,000	\$2,795,000
			Cost Per S	quare Foot Gross	Building Area	\$3,787.26



MEMORANDUM

то:	Planning Commission Members
FROM:	Tyler Newman, Zoning Administrator
SUBJECT:	Commercial Plan Review: Seabrook Island Club Deck Addition
MEETING DATE:	March 9, 2022

The Planning Commission is asked to review and approve a request from John Fitzpatrick, on behalf of The Seabrook Island Club, to expand an existing deck located at the rear of the club house building. The deck expansion project will be located at the at the Seabrook Island Club club house property which is addressed 3771 Seabrook Island Road with a Charleston County Tax Map Number of 147-05-00-018.

Per the applicant's narrative the existing deck is frequently used by club members and has become a very busy congregating spot therefore they would like to increase the size of the deck to allow for a larger congregation area. The proposed deck expansion will consist of adding 300 square feet (SF) of wood deck to the already existing 680 SF wood deck located at the rear of the club house building. All material associated with the new 300 SF of deck will match the existing deck on site.

The property is zoned PDD – Commercial-Retail/Office (CRO) and is properly zoned for a club house and associated facilities/structures.

Copies of the applicant's narrative, site plan, architectural plans, and photos of the existing deck are included for review.

Staff Recommendation

The proposed deck expansion was reviewed by town staff and found to comply with all requirements of the Development Standards Ordinance. Therefore, staff recommends in favor of **APPROVAL** of the request, subject to the Planning Commission's review and approval of proposed materials and colors.

While Article 14 of the Development Standards Ordinance requires Planning Commission review of both a Preliminary and Final Site Plan, given the limited scope of this project, as well as its conforming status, staff recommends approving the drawing as submitted and waiving the requirement for an additional Final Site Plan Review.

Respectfully submitted,

5h

Tyler Newman Zoning Administrator

TOWN OF SEABROOK ISLAND 2001 Seabrook Island Road Seabrook Island, SC 29455 843-768-9121

ZONING	PERMIT APPLIC	CATION		
New Construction: Addition: Major Renovation (>50% FMV): Minor Renovation (≤50% FMV): Minor Repairs & Maintenance: Accessory Use/Structure:	\$25.00 (SF) / \$25	50.00 (MF/ 50.00-\$350 5.00-\$150.00 Chang	Commerci .00 (MF/C 0 (MF/Cor ge of Use:	al) ommercial) nmercial) \$50.00
Date:2/15/2022	TN	AIS #:14	70500018	
Applicant's Name: John Fitzp			_	
Name of Business Contact:J Address:2890 Seabrook Island I			620 762 3	2480
City: Seabrook Island				
Property Owner's Name: The C				
Address: 1002 Landfall Way				8-2500
City: Seabrook Island				
Property Location Address:37	71 Seabrook Island	Rd		
Lot: Block:	Base Flood E	lev	Zo	ne: Commerc
Purpose of Permit:Expansion	of back Deck			
Value of Construction: \$130,000) 10		alı	
Value of Construction:\$130,000 Applicant's Signature:	insty	OA Approv	ai:	
**This is an application only. The of Seabrook Island.	permit will be iss	ued upon a	pproval b	y the Town

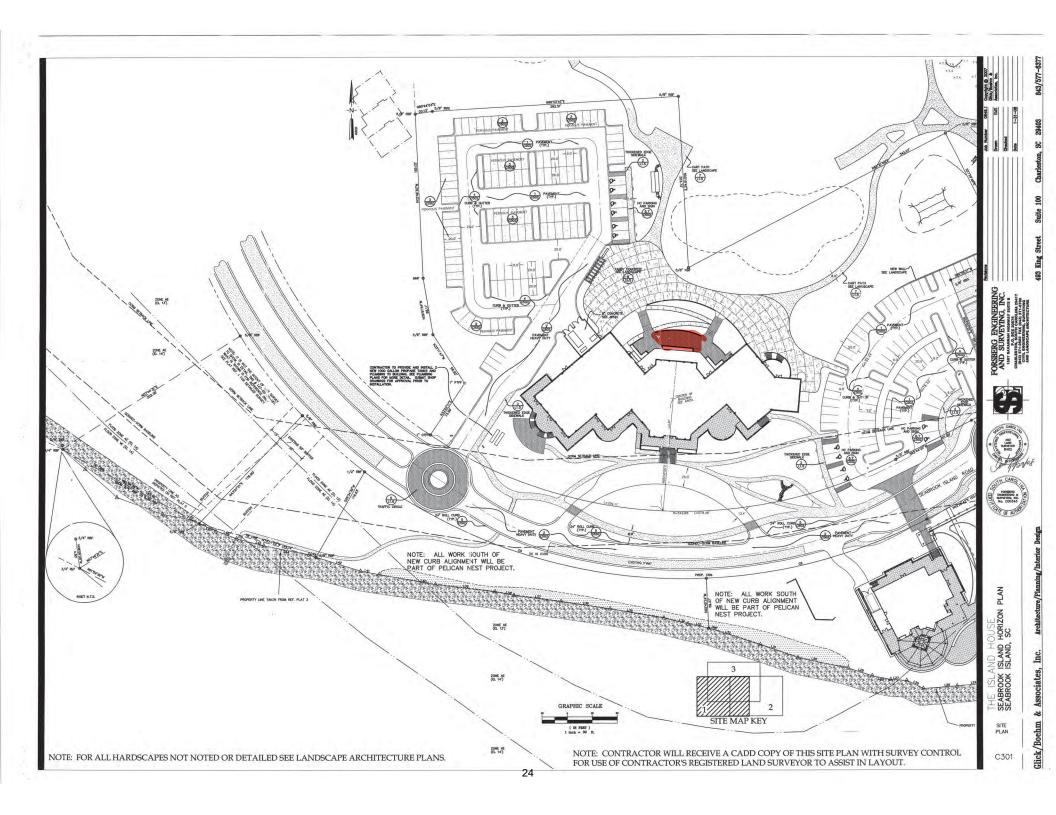
1.1

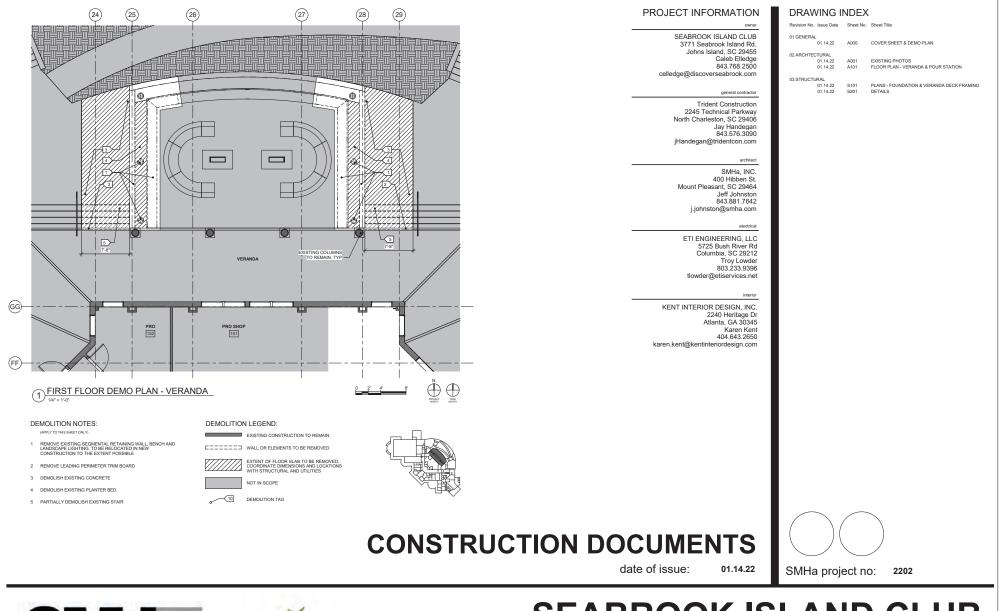


To the Town of Seabrook Island Planning Commission.

Our new deck at the club house has been a hit with our members, it has become a very busy congregating spot. We would like to increase the square footage of the deck to allow a larger congregation. All the work is defined in the architectural drawings and details to be consistent with the existing deck and surrounding area meeting all the county building codes. The new work will be \$130,000.

John Fitzpatrick





SEABROOK ISLAND CLUB

ISLAND HOUSE VERANDA DECK EXPANSION

TMS #1470500018 3771 SEABROOK ISLAND RD, JOHNS ISLAND, SC 29455

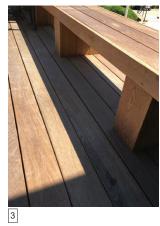
SEABROOK ISLAND

Make It Uniquely Your:

architecture • planning • interiors





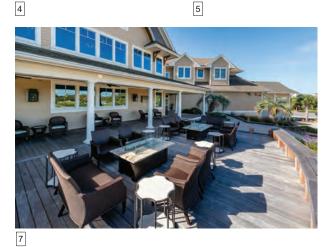




1







3

2



8

4



8

2202 project numbe SEABROOK ISLAND CLUB ISLAND HOUSE VERANDA DECK EXPANSION

SI

architecture • planning • interiors

2

TMS #1470500018 3771 SEABROOK ISLAND RD, JOHNS ISLAND, SC 29455





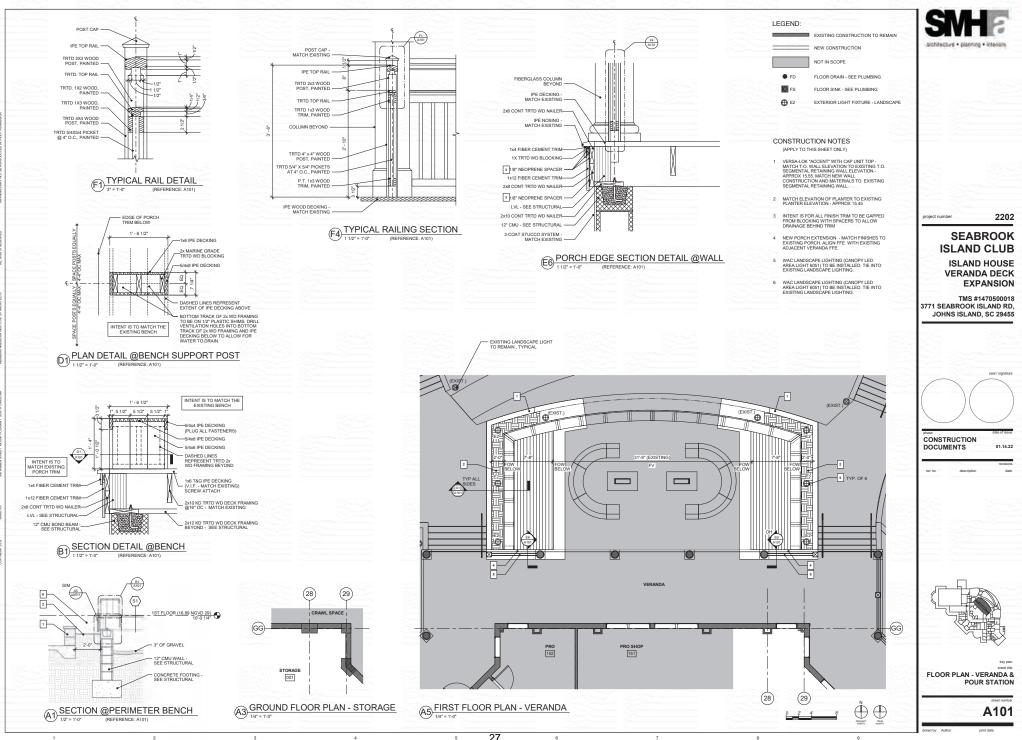
key plan sheet tile EXISTING PHOTOS

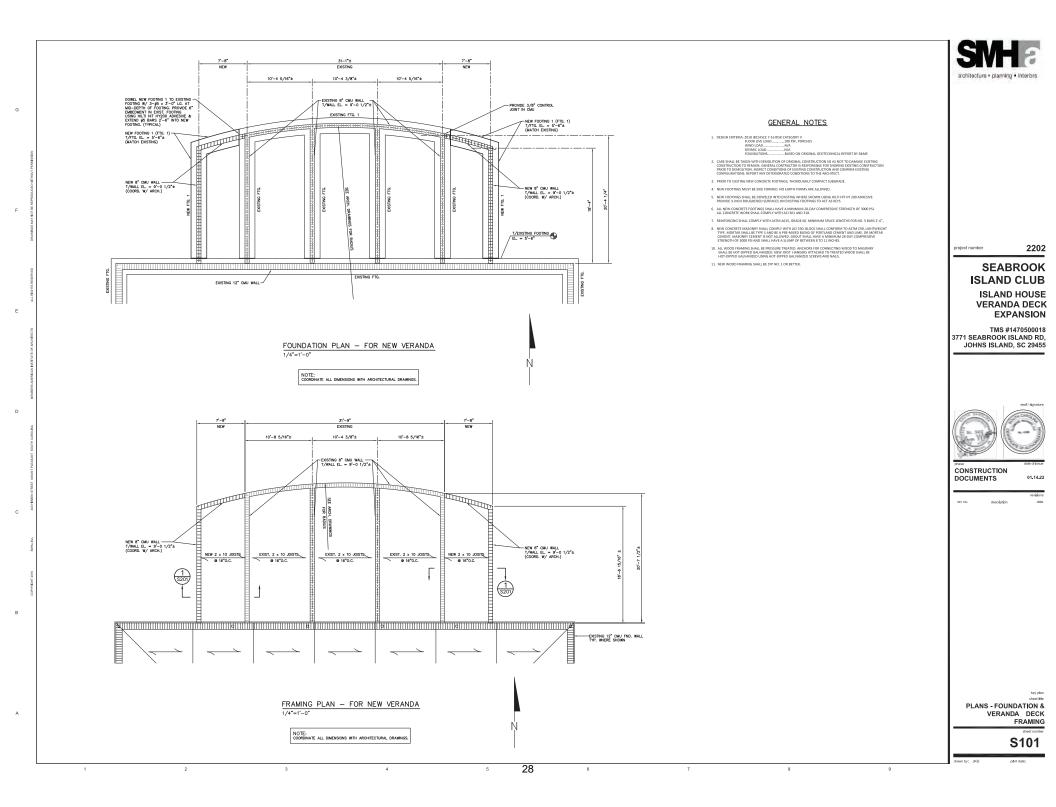
sheet number A001

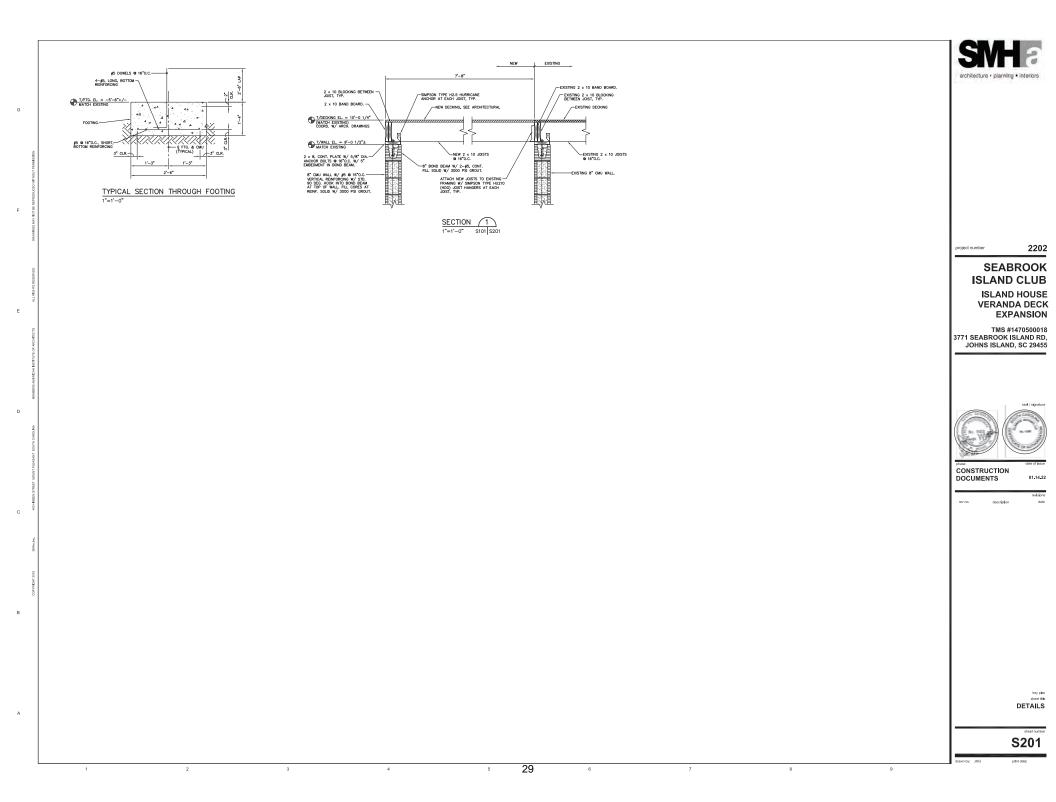
n hv: Author

9

5









MEMORANDUM

TO:	Planning Commission Members
FROM:	Tyler Newman, Zoning Administrator
SUBJECT:	Commercial Plan Review: Bohicket Marina Day Docks
MEETING DATE:	March 9, 2022

The Planning Commission is asked to review and approve a request from Bohicket Creek Investors LLC to install three sections of floating docks at Bohicket Marina. The floating docks will be located in Bohicket Creek, adjacent to 1880 Andell Bluff Boulevard.

The applicant's plans, which have been approved and permitted by SCDHEC-OCRM, contemplate the installation of three sections of floating docks, approximately 522 linear feet in total between the forklift pier and C dock at Bohicket Marina. The proposed floating docks will be connected to the forklift pier with an ADA ramp access which will increase access to the docks.

The property is part of the Bohicket Marina Village Planned District (PD) and is properly zoned for a marina and associated structures.

Copies of the applicant's narrative, proposed dock layout, site overview, and OCRM approval are included for review.

Staff Recommendation

The proposed floating docks were reviewed by town staff and found to comply with all requirements of the Development Standards Ordinance. Therefore, staff recommends in favor of **APPROVAL** of the request, subject to the Planning Commission's review and approval of proposed materials and colors.

While Article 14 of the Development Standards Ordinance requires Planning Commission review of both a Preliminary and Final Site Plan, given the limited scope of this project, as well as its conforming status, staff recommends approving the drawing as submitted and waiving the requirement for an additional Final Site Plan Review.

Respectfully submitted,

Tyler Newman Zoning Administrator

TOWN OF SEABROOK ISLAND 2001 Seabrook Island Road Seabrook Island, SC 29455 843-768-9121

ZONING PERMIT APPLICATION

New Construction:	\$200.00 (SF) / \$3	350.00 (MF/	Commercial))
Addition:	\$150.00 (SF) / \$2	· · ·		
Major Renovation (>50% FMV):			•	
Minor Renovation (≤50% FMV):	· · ·		· ·	/
Minor Repairs & Maintenance:	No Charge	Chang	ge of Use:	\$50.00
Accessory Use/Structure:	\$50.00	Home	Occupation	\$25.00
Date: 2/25/22	T]	MS #:	Text	
Applicant's Name:	icket Creek Ir	nvestors		
Name of Business Contact:	Mike Shuler			
Address: 1880 Andell E	Bluff Blvd	Phone:	843425	4104
Address:Seabrook Island	State:	SC	Zip:2	9455
Property Owner's Name:BO	hicket Creek	Investo	rs LLC	
Address: 1880 Andell Blu	uff Blvd	Phone:	843.425	.4104
City: Charleston	State:	SC	Zip:	29455
Property Location Address:	Same as a	bove		
Lot: Block:	Base Flood I	Elev9	Zone	AE
Purpose of Permit:Insta	all new docks	5		
necessary OCRM and	Army Corps	of Engin	eers Per	mits in
-		•		<u>ه</u>
	л	OA Annros	val:	
Value of Construction:	r	$\mathbf{V}\mathbf{A}$ Ammu		
Value of Construction: Applicant's Signature:	P	OA Approv	·	

******This is an application only. The permit will be issued upon approval by the Town of Seabrook Island.

ţ.

TOWN OF SEABROOK ISLAND 2001 Seabrook Island Road Seabrook Island, SC 29455 843-768-9121
ZONING PERMIT
Permit # Business License #
Date:Cash () Check #
Applicant's Name:Bohicket Creek Investors LLC
Name of Business Contact:Mike Shuler
Address:1880 Andell Bluff Blvd Phone:843.425.4104
City:Seabrook IslandState:SCZip:29455
Property Owner's Name: Bohicket Creek Investors LLC
Address:1880 Andell Bluff Blvd Phone:843.425.4104
City: Seabrook Island State: SC Zip: 29455
Property Location Address: 1880 Andell Bluff Blvd / Bohicket Marina
Lot: Block: Base Flood Elev: Zone: AE
TMS #:2040000321
Purpose of Permit: Install new docks
All necessary OCRM and Army Corps of Engineers Permits are in hand.
Value of Construction: POA Approval
Applicant's Signature: (date)
Zoning Administrator's Signature:
(date) The applicant is responsible for obtaining a permit and necessary inspections from Charleston County.

This Zoning Permit is valid for six (6) months. The action for which this permit was obtained must be taken within that time period. If this Zoning Permit is for issuance of a Building Permit, such Building Permit is valid for a period of one (1) year as described in the Town Code. Any extensions, alterations, or amendments must be must approved by the Town.

Permit F	ee:	
Business	License	Update:
Total:		

<u>Ψ</u>	0	\$		
		Ψ		
	<u>Ф</u>			
	ф.			



February 25, 2022

RE: Addendum to Zoning Permit form

Dear Mr. Newman and members of the Town of Seabrook Planning Commission:

Thank you for your consideration of the enclosed submittal for "Zoning Permit" for the installation of "Day Docks" at Bohicket Marina.

Our fully engineered and permitted plans with OCRM/Army Corps contemplate installation of 3 sections of floating docks, approximately 522 linear feet in total between the forklift pier and C dock. These floating docks will be connected to the new forklift pier that is currently under reconstruction with an ADA ramp access which will make ramp access to the docks substantially more accessible for ALL people.

Installation of these "day docks" has been planned for many years, predating the new ownership. The new ownership feels this is a very important addition to the marina for several reasons including:

- A) Provision of ADA access to the main waterfront area of the Marina, much closer than the far reaches of the marina, improves access for ALL
- B) Will encourage public access by water as "day dockage" to patronize restaurants and retail shops
- C) Will reduce non-marina boaters from "stealing" privately owned slips while patronizing restaurants and retail, which is an ongoing problem that is very difficult to police
- D) Will allow for additional slippage for staging of vessels, which will be helpful in preventing displacement of vessels during Marina renovation projects, fishing tournaments, general marina operations, etc.

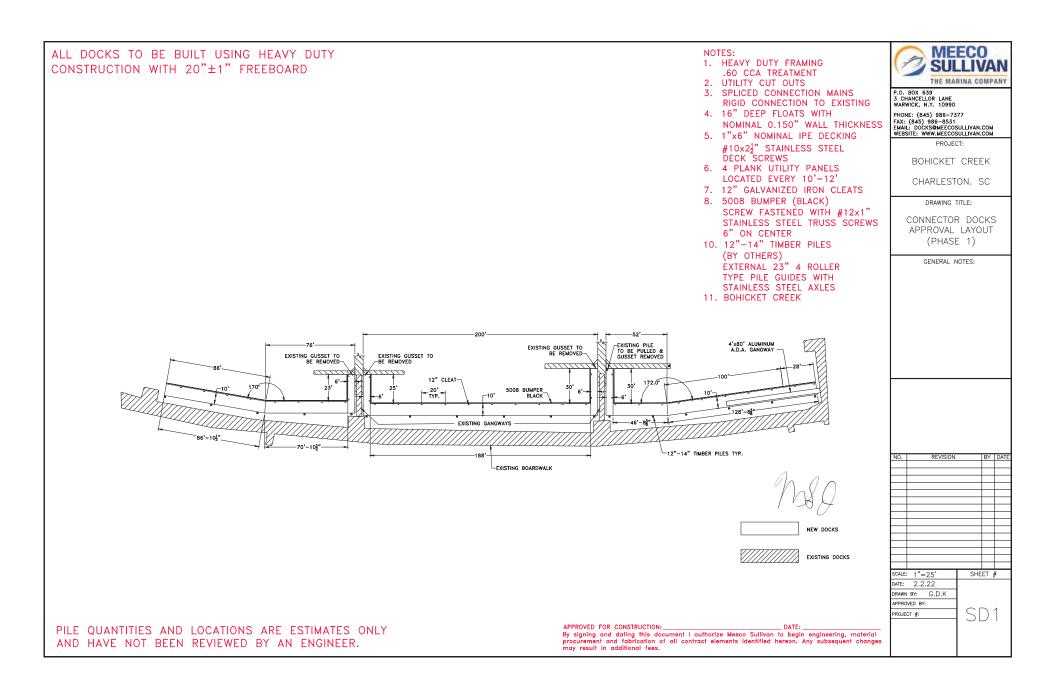
Installation of these day docks will be staged in a way that will have minimal impact on current marina operations, and will be much less impactful to install while other marina improvements remain ongoing. This project is incurring a substantial expense which the ownership of Bohicket is bearing fully and independently of the regime and private slip owners.

Thank you for your consideration, and we look forward to continued partnership with Seabrook and its residents to make Bohicket a world-class marina.

Sincerely,

Mike Shuler Principal Bohicket Creek Investors, LLC

Bohicket Marina & Market • 1880 Andell Bluff Blvd. • Johns Island SC 29455







June 27, 2019

Bohicket Investors LLC 1880 Andell Island Johns Island, SC29455

Re: 1982-07661(18)

Dear Bohicket Investors LLC:

The Office of Ocean and Coastal Resource Management (the Department) has reviewed your application to make modifications to an existing marina at 1880 Andell Bluff Blvd, Johns Island, Charleston County, South Carolina and has issued a permit for this work. You should carefully read the description of the authorized project and special conditions that have been placed on the permit, as these conditions may modify the permitted activity. In addition, there are a series of general conditions that should be reviewed. The original and one photocopy of the permit, as issued, are enclosed. After carefully reading the permit, if you wish to accept the permit as issued, sign and date in the signature block entitled "PERMITTEE" on the original version of the permit **and return it to this Department. Keep the photocopy for your records.**

<u>PLEASE READ CAREFULLY</u>: You are required to sign and return the original version of your permit to this Department. If this permit is not signed and returned <u>within thirty (30) days of issuance</u>, OR appealed within 15 days as described on the enclosed "Guide to Board Review", the Department reserves the right to cancel this permit. Please carefully review the enclosed "Guide to Board Review" for information and deadlines for appealing this permit.

We have also enclosed a "request for a construction placard" card. You must send in this card before the time you wish to start construction. At that time a construction placard will be sent to you to post at the construction site.

PLEASE NOTE: You are not authorized to commence work under the permit until we have received the original version of the entire permit signed and accepted by you, and a construction placard has been issued and posted at the construction site. The receipt of this permit does not relieve you of the responsibility of acquiring any other federal or local permits that may be required. Please return the signed permit to the following address:

Office of Ocean and Coastal Resource Management 1362 McMillan Ave, Suite 400 Charleston, SC29405

Sincerely,

Joshua D Hoke Project Manager Critical Area Permitting Section

Enclosure

cc: Mr. Blair Williams, Critical Area Permitting Section Manager

SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT

CRITICAL AREA PERMIT & WATER QUALITY CERTIFICATION

Permittee(s):	Bohicket Investors LLC	
Permit Number(s):	1982-07661(18)	
Date of Issuance:	June 27, 2019	1
Expiration Date:	June 27, 2024	
Location:	On and adjacent to Bohicket Creek at 1880 Andell Bluff Blvd, Johns Isl Charleston County, South Carolina (TMS#:2040000295)	land

This permit/certification is issued under the provisions of 25A S.C. Code Ann. Regs. 61-101 (Supp. 2005), *et seq.*, and 23A S.C. Code Ann. Regs. 30-1 through 30-18 (Supp. 2005). Additionally, as required by R.61-101, Department staff have reviewed plans for this project and determined there is a reasonable assurance the project will be conducted in a manner consistent with Certification requirements of Section 401 of the Clean Water Act. We also certify that this project, subject to the indicated conditions, is consistent with applicable provisions of Section 303 of the Clean Water Act, as amended, that there are no applicable effluent limitations under Sections 301(b) and 302, and that there are no applicable standards under Sections 306 and 307.

This permit contains required certification pursuant to Section 401 of the Clean Water Act. PLEASE CAREFULLY READ THE ENCLOSED "GUIDE TO BOARD REVIEW."

Please carefully read the project description and any special conditions that may appear on this permit/certification as they will affect the work that is allowed and may modify the work from that shown on the submitted plans. All special conditions attached to the permit will take precedent over submitted plans. If there are no special conditions, then the work is authorized as described in the project description and as modified by general conditions. The general conditions are also a part of this permit/certification and should be read in their entirety. The S. C. Contractor's Licensing Act of 1999, enacted as Section 40-11-5 through 430, requires that all construction with a total cost of \$5,000 or more be performed by a licensed contractor with a valid contractor's license for marine class construction, except for construction performed by a private landowner for strictly private purposes. Your signature on and acceptance of this permit denotes your understanding of the stated law regarding use of licensed contractors. All listed special and general conditions will remain in effect for the life of the project if work commences during the life of the permit. This applies to permittee, future property owners, or permit assignees.

DESCRIPTION OF THE PROJECT, AS AUTHORIZED

The work consists of reconfiguring an existing commercial marina to provide for additional floating dock space for transient boaters. In detail, the permittee will remove 6 finger docks on Dock A, remove 8 finger docks on Dock B, remove 4 finger docks on Dock E, remove 1 finger dock on Dock H, remove 1 finger dock on Dock I, install a 10' x 100' floating dock extension floodside of the "T" head of Dock A, install 1,530' of 10' wide floating docks and associated anchor pilings immediately adjacent and parallel to the existing timber boardwalk and bulkhead, and construct a new gangway from the aforementioned floating dock to the fuel dock.

SEE SPECIAL CONDITION(3)

CRITICAL AREA PERMIT SPECIAL CONDITIONS

- 1. The operations of the marina shall be reviewed by the Department as deemed appropriate, but at least every five years. Based on this review, the Department may require, among other things, changes or additions to the Operations and Maintenance Manual (manual) to address any water quality or other environmental problems, and a reduction in the size of, or a change in the configuration of, the marina. Such action may be taken at any time the Department determines that significant state water quality compliance or other problems exist, at the time the Department enlarges the closure area, or at the time of a review. The manual submitted for this facility is made a part of this permit and must be followed in the operation of this facility unless otherwise amended in writing by OCRM. The manual must be reviewed and revised to keep it up-to-date with existing facilities and operations. The manual must be in accordance with R. 30-12(E)(6) or the Rules and Regulations for Permitting in the Critical Areas of the Coastal Zone and with OCRM's Marina/Commercial Dock Operations And Maintenance Manual Requirements.
- 2. An experienced operator shall be in charge of the marina and be responsible for compliance with the issued Operations and Maintenance Manual and with all conditions of the permit.
- 3. Any painting, major engine repair, or other maintenance which may result in a discharge to the water must be performed in a designated upland site and not in or over the waters of the marina.
- 4. The storage or disposal of new or used batteries, oil or lubrication containers, fuel containers, solvents, toxic cleaners, paint cans, etc., on the marina docks is prohibited.
- 5. If power washing of boats is to be conducted at the marina then it must be conducted on a designated upland area and is not allowed over the water. Wastewater from this operation must be properly treated and can not be directly discharged into the adjacent waters.
- 6. An as-built survey of the dock must be submitted to the Department within 90 days from completion of construction. The survey must be performed by a registered land surveyor, must show all components of the dock, and must list the starting and ending coordinates of the dock walkway in the SC State Plane Coordinate System, which can be obtained by survey-grade Global Positioning System equipment.
- 7. In the event that any historic or cultural resources and/or archaeological materials are found during the course of work, the applicant must notify the State Historic Preservation Office and the South Carolina Institute of Archaeology and Anthropology. Historic or cultural resources consist of those sites listed in the National Register of Historic Places and those sites that are eligible for the National Register. Archaeological materials consist of any items, fifty years old or older, which were made or used by man. These items include, but are not limited to, stone projectile points (arrowheads), ceramic sherds, bricks, worked wood, bone and stone, metal and glass objects, and human skeletal materials.

WATER QUALITY SPECIAL CONDITIONS

 The applicant must implement best management practices that will minimize erosion and migration of sediments on and off the project site during and after construction. These practices should include the use of appropriate grading and sloping techniques, mulches, hay bales, silt fences, or other devices capable of preventing erosion, migration of sediments, and bank failure, all disturbed land surfaces and sloped areas affected by the project must be stabilized.

- 2. The floating docks must be constructed with encased or encapsulated floatation devices.
- 3. All efforts must be made to protect existing native riparian vegetation in and along shoreline areas.
- 4. Litter receptacles must be located near all docks and walkways.
- 5. All necessary measures must be taken to prevent oil, tar, trash, debris, and other pollutants from entering the adjacent waters or wetlands.
- 6. Once the project is initiated, it must be carried to completion in an expeditious manner in order to minimize the period of disturbance to the environment.

PERMITTEE'S ATTENTION IS DIRECTED TO GENERAL CONDITIONS NUMBERS FOUR (4) AND (5), BY ACCEPTANCE OF THIS PERMIT, PERMITTEE IS PLACED ON NOTICE THAT THE STATE OF SOUTH CAROLINA, BY ISSUING THIS PERMIT, DOES NOT WAIVE ITS RIGHTS TO REQUIRE PAYMENT OF A REASONABLE FEE FOR USE OF STATE LANDS AT A FUTURE DATE IF SO DIRECTED BY STATUTE.

THE PERMITTEE, BY ACCEPTANCE OF THIS PERMIT, AGREES TO ABIDE BY THE TERMS AND CONDITIONS CONTAINED HEREIN AND TO PERFORM THE WORK IN STRICT ACCORDANCE WITH THE PLANS AND SPECIFICATIONSATTACHED HERETO AND MADE A PART HEREOF. ANY DEVIATION FROM THESE CONDITIONS, TERMS, PLANS AND SPECIFICATIONS SHALL BE GROUNDS FOR REVOCATION, SUSPENSION OR MODIFICATION OF THIS PERMIT AND THE INSTITUTION OF SUCH LEGAL PROCEEDINGS AS THE DEPARTMENT MAY CONSIDER APPROPRIATE.

Permit Number:

1982-07661(18)

Your signature below, as permittee, indicates that you accept and agree to comply with the terms and conditions of this permit.

& member PERMITTEE(S

Bohicket Investors LLC

DATE July 16, 2019

This permit becomes effective when the State official, designated to act for the Office of Ocean and Coastal Resource Management, has signed below.

Josh Hohe

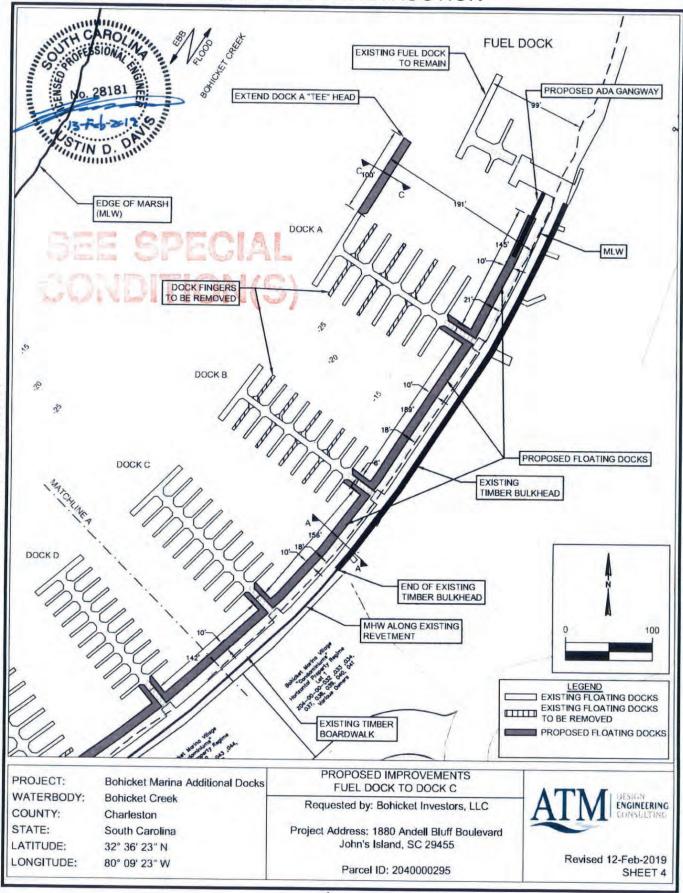
6-27-19

CRITICAL AREA PERMITTING PROJECT MANAGER Joshua D Hoke Or Other Authorized State Official

DATE

SEE SPECIAL CONDITION(S)

FOR PERMITTING PURPOSES ONLY "NOT FOR CONSTRUCTION"



to be Officiants in Shares Shared Projects 16:2896 Bonicket Modeling & Permitting 3 - Permitting Drawnas Reviewed Bonkist Parint Downays 2019-02:12 4wg 4 2:12 19

